


INDEPENDENT POLICE REVIEW AUTHORITY
LOG #1051993 / U# 12-04

07 November 2012

TO: Chief Administrator 
Independent Police Review Authority

FROM: Inv. Thomas Kalantzis #149

SUBJECT: LOG #1051993 / U #12-04

REFERENCE: RD# HV -164668 - Event # 1205011338

OFFICER #1 INVOLVED: PO Rodney Jones, #9243, Empl # [REDACTED] M/B, DOB [REDACTED]
DOA 24 JAN 2004, on-duty in plainclothes
Assigned to Unit 6721B

OFFICER #1 INJURIES: None reported.

VICTIM/ OFFENDER: [REDACTED] B/M: DOB 16 October 1990, 4315 S. Champlain Ave., Chicago, Illinois

VICTIM/ OFFENDER INJURIES: Three gunshot wounds: one to the left hip, one to the left leg, and one to the left shoulder. Transported to Stroger Hospital in serious condition.

INITIAL INCIDENT: Response to call of man with a gun

DATE/TIME/ LOCATION OF INCIDENT: 19 February 2012, 1602 hours. 6730 S East End Ave. (sidewalk).
Beat 332.

SUMMARY OF INCIDENT:

On 19 February 2012, at approximately 1556 hours Officers Rodney Jones #9243, Jameka Sherrod #18719, and Mark Pickert #9832 responded to a call of a man with a gun in the area of 68th and Stony Island Ave. They were conducting a street stop of an unknown black male when they observed three black males running eastbound across 68th and Stony Island Ave., toward 68th and Cornell. Officers Jones, Sherrod, and Pickert entered the police vehicle and pursued these individuals. One of these subjects included [REDACTED] Officer Jones was the driver and he headed south on Stony Island Ave., turned left at 69th and Stony Island Ave and drove to 68th and Cornell. At 68th and Cornell, Officers Sherrod and Pickert exited the vehicle and began a foot pursuit of these individuals into an alley north at South East End from 68th Street. Officer Jones continued his pursuit in the vehicle and he observed one of the individuals, now known as [REDACTED] run out of gangway between [REDACTED] 27 S. East End, with Officer Sherrod in pursuit. Mr. Cortez and Officer Sherrod ran to 6730 S. East End where they both fell to the ground and Officer Pickert arrived on the scene. He and Officer Sherrod became engaged in a struggle with Mr. Cortez. During the course of this struggle, Officer Sherrod felt what she believed was a gun in Mr. [REDACTED] clothing and she yelled, "Gun!" Officer Pickert grabbed Mr. [REDACTED] gun and Mr. [REDACTED] discharged the weapon.

Officer Jones arrived on the scene and exited the vehicle. Officer Jones instructed Officers Sherrod and Pickert to back away from Mr. [REDACTED] Mr. [REDACTED] raised his weapon as Officers Sherrod and Pickert backed away and Officer Jones discharged his service weapon two times. Mr. [REDACTED] attempted to get up from the ground with his weapon still in his hand and Officer Jones discharged his weapon a third time. Mr. [REDACTED] fell to the ground and Officer Jones approached and kicked Mr. [REDACTED] weapon from his hand. Mr. [REDACTED] was placed in custody and Officers Pickert and Sherrod were transported to Northwestern Hospital for treatment. Officer Pickert sustained a through-and-through gunshot wound to the left hand; Officer Sherrod sustained temporary hearing loss. Mr. [REDACTED] was transported to Stroger Hospital. Mr. [REDACTED] sustained three gunshot wounds: one to the left hip, his left leg and his left shoulder.

Mr. [REDACTED] weapon was recovered at the scene.

INVESTIGATION:

In his **statement in the Detective Supplementary Report**, the witness [REDACTED] stated that he was inside his vehicle parked approximately 30 feet north of 6728 S. East End on the west side of the street. [REDACTED] vehicle was facing north and [REDACTED] 9-year-old daughter was in the back seat. [REDACTED] observed an individual, now known as [REDACTED] run southbound on the west side of the street on the sidewalk with a female black police officer in pursuit. [REDACTED] described Mr. [REDACTED] as a black male, 17 to 25 YOA, 6'2" tall, thin build, brown skin, wearing a black skull cap with dreadlocks coming out from under the cap, black hoodie and black pants. [REDACTED] observed that Mr. [REDACTED] left hand was on his waistband while he was running. The female police officer, now known as Officer Jameka Sherrod, caught up to Mr. [REDACTED] grabbed him with her left hand and both Officer Sherrod and Mr. [REDACTED] fell to the ground. Officer Sherrod landed on top of Mr. [REDACTED] A black male police officer, now known as Officer Rodney Jones, drove up in a blue unmarked squad car, exited the vehicle and ran back to Officer Sherrod. [REDACTED] heard Officer Jones yell out "Get on the ground, get on the ground."

[REDACTED] then observed two other police officers approach the group of police officers who were struggling with Mr. [REDACTED] [REDACTED] believed that Mr. [REDACTED] was handcuffed. [REDACTED] then observed a black male police officer let go of his radio, step back and discharge his firearm at Mr. [REDACTED] [REDACTED] believed that he heard five shots. [REDACTED] stated that the officer who discharged his firearm was inside the fence of the property at 6728-6730 S. East End Ave. with his back to the building. The officer was facing the street. [REDACTED] heard a white male police officer yell out "I'm shot, I'm shot," as he moved away from Mr. [REDACTED] The white male officer was placed inside a car and driven away. [REDACTED] stated that Officer Sherrod was straddling Mr. [REDACTED] and that the officer's back faced [REDACTED] and obstructed his full view of the incident. (Att. 69)

Attempts to Contact [REDACTED] to provide a statement to IPRA were unsuccessful. (Att. 35, 53, 73)

In his **statement in the Detective Supplementary Report**, the subject [REDACTED] was advised of his Miranda rights and stated that he understood his rights and was willing to speak to the detectives without an attorney present. Mr. [REDACTED] denied shooting any police officer. Mr. [REDACTED] related that he was walking down the street with his brother, [REDACTED] when he observed the police driving towards them. Mr. [REDACTED] began to run because he had a bag of weed on his person. The police caught him and Mr. [REDACTED] began to wrestle with the police. Mr. [REDACTED] stated that he was trying to get away. Mr. [REDACTED] heard another police officer state "Get out of the way" and the police shot him for no reason. (Att. 69)

Attempts to Contact Mr. [REDACTED] to provide a statement to IPRA were unsuccessful. (Att. 5, 29, 52, 64)

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In a **statement to IPRA** on 19 February 2012, **Officer Rodney Jones #9243** provided an account of the incident that is consistent with the Summary of Incident and related Department reports. Officer Jones related that he was working with Officers Pickert and Sherrod in an unmarked police vehicle. Officer Jones was driving the vehicle and responded to a radio call of a man with a gun at 6810 S. Stony Island. The officers relocated to that address where they observed a black male on a bicycle. The officers stopped the black male on the bicycle. Officer Jones then observed a black male running eastbound across Stony Island towards 68th St. and two other individuals on the east side of Stony Island. Officer Pickert sent out a flash message about a black male in a white hat and black jacket. The officers ended the interview of the black male on the bicycle and drove northbound on Cornell toward 68th St. When Officer Jones reached 68th St. and Cornell, he observed the three individuals run past the police vehicle and then past the alley between Cornell and East End.

Officers Pickert and Sherrod exited the squad car and chased the three individuals into the alley. Officer Jones drove to East End and turned northbound onto East End. As he was driving, Officer Jones observed Officer Sherrod chase one individual, now known as [REDACTED] northbound on East End. Officer Jones drove to 6718 S. East End where he stopped the squad car in order to cut off the offender. Officer Jones observed Mr. [REDACTED] double back and run toward Officer Sherrod. Officer Sherrod grabbed Mr. [REDACTED] and both fell to the ground. Officer Jones approached and attempted to control Mr. [REDACTED] and told Officer Sherrod to handcuff Mr. [REDACTED]. Officer Jones called on the police radio that one offender is in custody. Officer Pickert approached and attempted to help Officer Sherrod. Officer Sherrod yelled out that Mr. [REDACTED] has a gun. Officer Jones observed a barrel of a gun protruding from Mr. [REDACTED] hoodie jacket. Officer Jones yelled out "Gun, gun!" Officer Pickert reached for the gun in Mr. [REDACTED] jacket and Mr. [REDACTED] fired his weapon. Officer Pickert yelled out "I'm shot." Officer Jones observed the weapon in Mr. [REDACTED] left hand and told Officer Sherrod to get out of the way. Officer Jones ordered Mr. [REDACTED] to drop the weapon. Mr. [REDACTED] did not comply and Officer Jones fired his weapon two times at Mr. [REDACTED]. Officer Jones repeated his order to Mr. [REDACTED] to drop the weapon. Mr. [REDACTED] again did not comply and Officer Jones fired his weapon one more time. Officer Jones observed Mr. [REDACTED] still holding the weapon in his left hand. Officer Jones kicked the weapon out of Mr. [REDACTED] hand and the magazine was released from the weapon. Officer Jones called in that a police officer had been shot and one offender was in custody. (Att. 31, 69)

In a **statement to IPRA** on 08 March 2012, **Officer Jameka Sherrod #18719** provided an account of the incident that is consistent with the Summary of Incident and related Department reports. Officer Sherrod related that she was working in plainclothes as part of a three-person patrol. Her team received a call of a man with a gun at 6810 S. Stony Island. Upon arrival to that location, Officer Sherrod exited the vehicle with Officer Mark Pickert to conduct a field interview of an individual who was riding a bicycle. Officer Jones yelled out "guys running." Officers Sherrod and Pickert jumped back into the vehicle and Officer Jones drove to 68th and Cornell. Officer Sherrod observed two unidentified black males running past the patrol car. She exited the vehicle and ran after the two black males. One of the black males stopped running in the alley

and Officer Sherrod continued to run after the second black male, now known as [REDACTED]. Officer Sherrod stated that she never saw Mr. [REDACTED] holding a gun, but observed that his hand was in his sleeve. Mr. [REDACTED] attempted to cut back and Officer Sherrod was able to grab him and they fell to the ground. Officer Sherrod tried to grab Mr. [REDACTED] hand in order to handcuff him when she felt a gun in his sleeve. She yelled out that he has a gun and she observed the barrel of a weapon pointing out of Mr. Ross's sleeve. She heard a gunshot by her ear and Officer Jones yelled out "Drop the gun." Officer Sherrod rolled off Mr. [REDACTED] and Officer Jones shot at Mr. [REDACTED]. Officer Sherrod then heard Officer Pickert say he had been shot. Other officers began arriving on the scene. Officer Sherrod began complaining of ear pain and she was transported to Northwestern Hospital for medical treatment. (Att. 58, 69)

In a **statement to IPRA** on 25 May 2012, Officer Mark Pickert #9832 provided an account of the incident that is consistent with the Summary of Incident and related Department reports. Officer Pickert stated that he was sitting in the back seat, Officer Jones was driving and Officer Sherrod was in the front passenger seat. The officer received a call of a man with a gun at 68th and Stony Island Ave. Officers Pickert and Sherrod exited their vehicle to conduct a field interview with an individual who was riding a bicycle, when Officer Jones yelled "There they go. He's got a gun." Officer Pickert observed three black males running eastbound across Stony Island on 68th St. The officers entered their vehicle and headed southbound on Stony Island, eastbound on 69th St., then northbound on Cornell. At 68th and Cornell, Officer Pickert observed two black males run northbound into the alley between Cornell and East End.

Officers Pickert and Sherrod exited the squad car and chased the two black males down the alley. One of the black males stooped and Officer Pickert performed a pat down of this individual for weapons. This individual did not have any weapons. Officer Sherrod continued chasing the second individual down the alley and Officer Pickert lost sight of them. Officer Pickert secured the suspect that he had stopped and ran eastbound onto East End. Officer Pickert observed the second black male, now known as [REDACTED], run southbound toward him and Officers Sherrod and Jones were running behind Mr. [REDACTED]. When Mr. [REDACTED] looked in Officer Pickert's direction, Mr. [REDACTED] slowed down and Officer Sherrod tackled Mr. [REDACTED] from behind. Officer Sherrod wound up on top of Mr. [REDACTED] who was lying on his back. Officer Pickert ran toward Officer Sherrod and Mr. [REDACTED] and observed a gun in Mr. [REDACTED] left hand. The gun was pointing at Officer Sherrod's head. Officer Pickert heard Officer Sherrod yell out "He's got a gun." Officer Pickert pushed Officer Sherrod's head out of the way and grabbed the gun. Mr. [REDACTED] fired the weapon striking Officer Pickert in the hand. Officer Pickert heard Officer Jones yell to Mr. [REDACTED] to drop the gun. Mr. [REDACTED] failed to comply and Officer Jones fired his weapon at Mr. [REDACTED]. (Att. 68, 69)

A **Video Recording** from a video surveillance camera on the residential building at 6730 S. East End Ave. depicts Officer Sherrod in pursuit of Mr. [REDACTED]. Officer Sherrod tackles Mr. [REDACTED] to the ground. Officers Jones and Pickert arrive and assist Officer Sherrod in attempting to place Mr. [REDACTED] in custody. Officer Pickert is then propelled backward and Officer Jones steps backwards. Officers Sherrod and Pickert are seen

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moving away from Mr. [REDACTED] who is seated on the ground with an unidentified object in his left hand. Officer Jones appears to fire his weapon and Mr. [REDACTED] falls back and raises his right hand in the air. Officer Jones fires his weapon again, approaches Mr. [REDACTED] and kicks the item that Mr. [REDACTED] has in his hand away from Mr. [REDACTED]. Additional officers arrive on the scene. Paramedics arrive and begin treating Mr. [REDACTED]. Officers Sherrod and Jones walk out of view of the surveillance camera and [REDACTED] is removed by the paramedics. (Att. 20, 21)

A **canvass** of the location of the incident was met with negative results. (Att. 38)

The **Original Case Incident Report** under RD# HV164668 provides information consistent with the Summary of Incident. The report further states that the offender [REDACTED] was armed with a Glock 21 blue steel, .45 caliber, semi-auto 4-inch barrel. (Att. 9)

Inventory Report #12543047 indicates that a Glock Model 37, 45 Caliber semi-automatic pistol with a 4-inch barrel and a black finish was removed from the sidewalk after being in the possession of [REDACTED] and inventoried. (Att. 27)

Officer Jones's **Tactical Response Report** indicates that he discharged his firearm three times at [REDACTED] (Att. 15)

Office of Emergency Communications (OEMC) Event Query shows that the OEMC dispatcher reported an anonymous call for a person with a gun outside of Adams Food Mart at 6810 S. Stony Island Ave. Beat 6721B responded to the location. Beat 6721F calls in the description of a black male seen running eastbound through the mall. Beat 6721F indicates the black male is headed northbound in an alley toward [REDACTED] between Cornell and East End. Beat #324 responds to a request for assistance and a report that a black male is in custody is received. A report is received that an officer has been shot and one suspect is in custody at 6730 S. East End. A 10-1 is issued and an ambulance is dispatched to the scene. (Att. 17)

Evidence Technician photographs depict the shooting scene, subject's weapon, and shell casings. (Att. 37)

A **Chicago Fire Department EMS Report** indicates [REDACTED] was found lying on the ground shot multiple times in the left wrist, left hip and left shoulder. Mr. [REDACTED] was combative and refused to answer questions. Mr. [REDACTED] was transported to the hospital. (Att. 26)

Medical Records for [REDACTED] from Stroger Hospital indicate that Mr. [REDACTED] was treated for multiple gunshot wounds to the left upper back, left wrist and left hip. Orthopedic surgery was consulted for Mr. [REDACTED] multiple fractures. He was subsequently cleared for performance of activities of daily living with a soft splint. (Att. 63)

Crime Scene Processing Reports describe various clothing and personal items belonging to [REDACTED] that were photographed and inventoried, including photos of Officer Jones and his Sig Sauer Model P226 9mm semiautomatic pistol, and a Glock handgun with related gun clip belonging to Mr. [REDACTED] (Att. 8)

A **laboratory report** from the Illinois State Police, Division of Forensic Services, dated 12 March 2012, indicates the laboratory tested one sealed gunshot residue sample from the right and left hand of [REDACTED] and found that Mr. [REDACTED] discharged a firearm, had contact with a primer gunshot residue (PGSR0, or had both hands in the environment of a discharged firearm. (Att. 72)

A **laboratory report** from the Illinois State Police, Division of Forensic Services, dated 27 March 2012, indicates the laboratory tested a Glock Model 37, 45 caliber semiautomatic pistol with the serial number obliterated (inventoried under # 12543047).¹ This weapon was in firing condition. A test shot was entered into the IBIS database; however, no identification was made. One S&B 45 G.A.P. caliber fired cartridge case was examined and found to have been fired in the above pistol. Officer Jones's firearm, a Sig Sauer model P226 inventoried under # 12543095, was examined, found to be in firing condition and test fired. The firearm displayed rifling characteristics of six lands and grooves with a right hand twist. One fired bullet and one fired bullet fragment, inventoried under # 12543063, were examined and found to be of 9mm caliber exhibiting six land and groove impressions with a right hand twist. It was determined that both items had been fired from Officer Jones's firearm. (Att. 65)

A **laboratory report** from the Illinois State Police, Division of Forensic Services, dated 02 November 2012, indicates that DNA obtained from the buccal standards of [REDACTED] and Officer Pickert was compared to DNA obtained from the swabs from Mr. [REDACTED] weapon. In the first set of swabs, a mixture of two people was identified from which Mr. [REDACTED] cannot be excluded and Officer Pickert can be excluded from contributing to the major human male DNA profile. In the second set of swabs, which contained indications of blood, a human male DNA profile was identified that matched the DNA profile of Mr. [REDACTED] and did not match the DNA profile of Officer Pickert. (Att. 77)

¹ This was the weapon that was recovered from [REDACTED]

CONCLUSION AND FINDING:

This investigation found that the use of deadly force by Officer Rodney Jones #9243 was in compliance with Chicago Police Department Policy and Illinois State Statutes. According to the Chicago Police department General Order 02-08-03, III:

- A. "a sworn member is justified in using force likely to cause death or great bodily harm only when he or she reasonably believes that such force is necessary:
1. to prevent death or great bodily harm to the sworn member or to another person, or;
 2. to prevent an arrest from being defeated by resistance or escape and the sworn member reasonably believes that the person to be arrested;
 - a. has committed or has attempted to commit a forcible felony which involves the infliction, threatened infliction, or threatened use of physical force likely to cause death or great bodily harm or;
 - b. is attempting to escape by use of a deadly weapon, or;
 - c. otherwise indicates that he or she will endanger human life or inflict great bodily harm unless arrested without delay."

Officer Jones' actions were in accordance with both conditions of CPD's deadly force policy. Officers Sherrod and Pickert were struggling with Mr. [REDACTED] in an attempt to take him into custody. Officer Jones heard a shot and Officer Pickert yelled out, "I've been shot." Officer Jones saw a weapon in [REDACTED] left hand. Officer Jones fired his weapon twice striking Mr. [REDACTED]. Mr. [REDACTED] continued to hold the weapon in his hand and Officer Jones fired an additional round striking Mr. [REDACTED]. Officer Jones was able to secure Mr. [REDACTED] weapon and he was taken into custody. Mr. [REDACTED] attempts to defeat arrest and to escape by the use of a deadly weapon resulted in the infliction of great bodily harm to Officer Pickert when he was shot in the left hand, and Officer Sherrod's temporary hearing loss. It was reasonable that Officer Jones feared for his life and the lives of Officers Sherrod and Pickert. He reasonably believed they were in danger of death or great bodily harm from Mr. [REDACTED] and his actions were justified.

(Summarized by Inv. Sheets #150; edited by Inv. Kalantzis #149)

[REDACTED]
Inv. Thomas Kalantzis, #149

Approved: [REDACTED]

Supervisor [REDACTED]